

REMARKS

Claims 1 to 7 as amended are present for purposes of prosecution.

Reconsideration of the rejection of Claims 1 to 7 is respectfully requested in view of the above amendments and the following remarks.

The claims have been amended so that they cover the elected invention as set out by the Examiner, that is compounds of Claims 1 to 7 where

“Ar<sup>1</sup> is a substituted or unsubstituted heteroaryl consisting of one Nitrogen and five Carbons, that may be part of a bicyclic ring system;

X is as defined in claim 1;

n is as defined in claim 1;

R<sup>1</sup> is as defined in claim 1;

R<sup>2</sup> is as defined in claim 1;

R<sup>3</sup> is as defined in claim 1; and

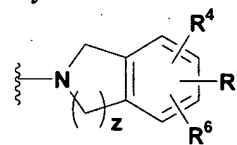
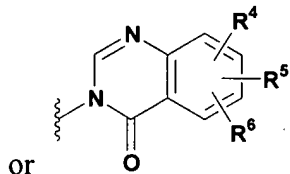
Q is substituted or unsubstituted aryl.”

Claims 1 to 3 and 5 to 7 are rejected under 35 U.S.C. §112, second paragraph.

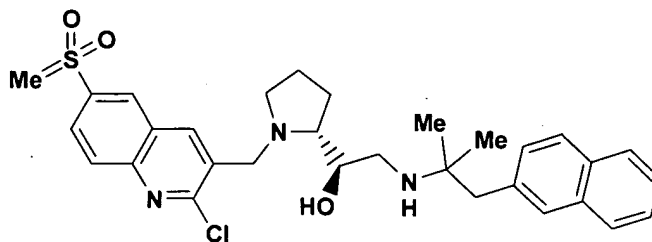
The Examiner points out that

“Claim 1 defines Ar<sup>1</sup> to be, ‘a substituted or unsubstituted aryl or substituted

or unsubstituted heteroaryl’ and defines Q to be, ‘Ar<sup>1</sup> or G.’ G is



The elected species is:



which has a quinoline bonded to X as Ar<sup>1</sup>. Q is naphthalene and therefore cannot be G. Thus, Q must be Ar<sup>1</sup>. However, Ar<sup>1</sup> is quinoline. Thus, the definition of Ar<sup>1</sup> is ambiguous because it has one definition, but two different possibilities.”

Applicants have overcome this rejection by changing the definition to Q to be substituted or unsubstituted aryl as defined by the Examiner.

#### Claim Objections

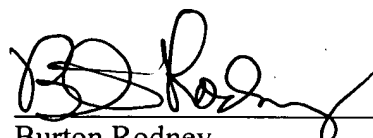
Claims 2 to 7 are objected to as being dependent upon a rejected base claim.

Claims 1, 2, 4, 5, and 7 are objected to as containing non-elected subject matter.

In view of the amendments to the claims, it is believed that the claims now cover elected subject matter only.

Respectfully submitted,

Bristol-Myers Squibb Company  
Patent Department  
P.O. Box 4000  
Princeton, NJ 08543-4000

  
\_\_\_\_\_  
Burton Rodney  
Attorney for Applicant  
Reg. No. 22,076  
Phone: 609-252-4336  
Date: December 12, 2005